

SCHARN TO BE ACCUSED.

Inquest Into Death of Murdered Factory Girl.

New Witnesses Will Give Evidence Against Her Brother.

The inquest which, it is expected, will fasten the murder of Katie Scharn, the factory girl, on her brother Paul, was begun before Coroner Bauch's morning session.

After hearing the testimony of several witnesses, the principal of which was Detective O'Rourke, the inquest was adjourned until tomorrow. O'Rourke's testimony was so pointed against Scharn that at one time Coroner Bauch said:

"Let us be fair and explain to the jury how it was possible that the boy might be telling the truth."

Coroner Bauch announced that he would release Lincoln Price or Clarence from custody tomorrow, if on examining the papers in the case he found no evidence against him. Elsewhere in the room on a charge of homicide.

Young Scharn has been held a prisoner in the Tombs on a charge of larceny, and though it was known the evidence against him for the grave crime lacked one link to make the chain complete, the strength of the police case was unexpected. The District Attorney declared that if Scharn were discharged on the larceny charge he would be immediately arrested for the murder of his sister.

The witness who enables such a charge to be ready, it is said, is a woman who has not yet been named in the case.

FATAL TESTIMONY.

She will testify to a quarrel which occurred between the brother and sister on the afternoon of the murder, and at a time Fred Scharn declared he was visiting the home of his sweetheart, Nettie Kubin.

Katie Scharn was found beaten and strangled to death in her flat at 414 Second avenue, in the early morning of the 10th. Her lawyer, Lincoln Price, the bank clerk, was at first suspected, but he soon proved an alibi.

Then suspicion was directed to Fred Scharn, whose actions since the tragedy have been unaccountable. The police say he has thrown every obstacle in the way of their investigations.

Many of his statements regarding his actions on the day of the murder have been proven false. It was found that he was the associate of "crooks" and dissolute characters.

Detectives found that a watch stolen from Mrs. Scharn, who lived on the floor below the Scharns, had been pawned by the young man. It was for this offense that he was indicted.

SCHARN NOT PRESENT.

Contrary to previous plans, Scharn was not present at the inquest before Coroner Bauch. It was intended by the District Attorney to have Scharn at the hearing to-day, as a suspect, but as this would have given him a chance to make a statement, the plan was abandoned.

The inquest has been postponed many times. The last adjournment was because two of the principal witnesses were given notice to appear on the day before the date of the hearing.

Assistant District Attorney Daniel O'Reilly, who has charge of the case for the State, said to-day that so many witnesses had been called that the hearing would have to cover two or three days. Nettie Kubin, the young sweetheart of Scharn, was in court this morning. She was one of the most interested persons there. It is by her testimony that Scharn hopes to prove a clear alibi.

Some new information, the police say they have, will show that young Scharn called his sister when she refused him money. One witness is expected to prove that he changed \$5 bill in a saloon on the evening of the murder.

He had no money before, not having worked for a month. Several dollars were taken from him when he was arrested. Scharn had nearly \$5 when arrested, the day after the murder.

LAWYER FRIEND'S MOTION.

Just before the inquest was begun, Lawyer Friend appeared before Judge Newburger, in Part I, of General Sessions, and argued that the State should be dismissed of the indictment for larceny against Scharn.

Mr. Friend said that the District Attorney had delayed at the time of the arrest that within two days there would be forthcoming sufficient evidence to indict him for murder. It was not been done.

Assistant District Attorney Underwood opposed the motion. The Judge reserved decision.

Lawyer Friend and the Coroner had a little chat before the hearing. The Coroner said he would not allow Mr. Friend to object, as he was legally representing to one under arrest. Mrs. Anne Lincoln, janitress at 414 East Thirty-fourth street, to whom Scharn paid the rent of his sister's death, was the first witness.

Scharn was after Dr. Tyler, who lives there. Mrs. Lincoln told how young Scharn called her up after midnight to get Dr. Tyler. He was out.

"The boy faints then," she said, "and when I revived him he asked me to go with him as his sister had been murdered."

"Did you pass any policemen on your way to Scharn's home?"

FINDING THE BODY.

"Yes, sir, one far away from the corner. Mrs. Curley, a friend, went with us. At Second avenue and Thirty-third street, the northeast corner, we saw the policeman. Mr. Scharn, opened the vestibule door with a key and we went upstairs. The sitting-room door was half open."

"He went in, lighted the gas and said: 'She's there.'"

"I reached in and felt the girl's head. It was cold. She was dead. I told Scharn to come with me to the station house at once, and said we'd tell the policeman on the corner. He said: 'No, don't tell the officer. When we went out he was across the street to avoid the officer. He went to his room at East Thirty-third street station house, where we told the story.'"

Lawyer Friend then won a victory by inducing Coroner Bauch to allow him to question the witness. It was in direct opposition to the Coroner's proceedings. In the morning, however, Friend succeeded in having Mrs. Lincoln say that Scharn went to the station house without hesitation.

Detective O'Rourke, who went with young Scharn to investigate, told how calmly he showed him around.

O'Rourke said that he took the girl, stripped her with the hammer with which she was killed. "I picked up the pocketbook on a table. It was empty. Scharn remarked: 'Well, I got my wages to-day, all right.'"

DIED IN A STABLE.

War-horse Fell Dead While Waiting for a Drink of Water.

Andrew J. Edelman, forty years old, a night watchman, dropped dead of heart disease in the stables at 100 Park avenue, this morning.

Edelman hurried into the place and called for a drink of water. He was being poured the first. The man died at 100 Park Twenty-first street.

AMAZING STORY OF LOOING, ALL FOR LOVE OF A WOMAN.

(Continued from First Page.)

OTHER VICTIMS.

William Schrieber, who is known among his sporting friends as the "Kid," is not the first young man who fell a victim to the charms and wiles of Anna Hart.

It was only one of many, said one of "Kid" Schrieber's managers in an evening World reporter this afternoon. "There was a young fellow named Campbell, from Boston, who blew in a good strong sum on her. Then another spent around \$100,000 in jewelry, horses, good times and dresses, and others spent big sums for her smiles, but young Schrieber was almost the last."

"Why, Schrieber was a kid. He told me at Saratoga that he was going to throw Mrs. Hart, as he found she was deceiving him. I believe he went away to get rid of her as much as any thing else."

The bank officials having made good Schrieber's peculations, they are not so concerned about his capture as they are over recovering what part of the thousands stolen from their institution that can be forced out of the Hart woman by civil proceedings.

GIRL IS SILENT.

Mrs. Anna Hart, the Tenderloin blond adventures on whom Schrieber squandered most of the \$100,000 he stole from the banking company, firmly refused to divulge his whereabouts to the bank officials or the police.

"Mrs. Hart" was known as Mrs. William H. Schrieber at the Sherman apartment house.

"Circular Joe" Vendig, the noted book-maker, who was Schrieber's partner in many gambling ventures, says the young man told him he had booked passage for Europe on Aug. 18. The Hart woman says he left her on Aug. 17, and that she has seen or heard nothing of him since.

The blond siren, who is blonde and pretty and thoroughly in love with the luxuries of life. She met Schrieber in 1898, having just come from Washington, where she had left her husband, a Government employee.

Little Schrieber was just attaining prominence in the Tenderloin. He represented himself as rich by inheritance, a stockholder and confidential clerk in the Elizabethport bank and a heavy stakeholder in a local coin brokerage concern. His money-backed his assertions.

He was so young and so different, and the impediment in his speech put him to such a disadvantage among the bright, clever people of the fast set that Mrs. Hart called him an "easy mark."

She flattered him and he felt head over heels in love. Then, though he stammered, he made his money talk. He literally poured it into her lap.

"MONEY TO BURN."

His first move was to rent a \$1500 a year suite in the Sherman apartments. He spent \$1000 in furnishing it with lavish taste. A Staphoe and pair were a necessary luxury.

He paid \$1000 for the vehicle and the horses cost twice as much. Two saddle horses were added to the outfit in the Fifty-seventh street stable. The horses were all thoroughbreds.

The Schrieber liverly outfit represented an outlay of \$5000 and there was a big monthly expense to stable them.

When the \$1500 clerk's money was complete, came the adjustment of his chivalric. Dressmakers' bills running into the thousands were accounted for and paid for out of the stolen deposits of the New Jersey bank silk stockings, French lingerie, gorgeous opera "cloaks" with hand-painted silk lining, and late in the far-eastern blond alien, who could not tell the time of the minute that the golden shower would be resented.

The supply was seemingly inexhaustible. Her fancy turned to jewelry. The going of the collection is a package of pearls worth \$5000. A pair of immense editaire diamond earrings valued at \$2500 was purchased, but so much to her admiration Mrs. Hart is too much up to date for such things, but she knew their usefulness in case she wanted to turn them into ready cash.

A diamond pendant left them enough change out of two \$1000 bills to buy a midnight supper to celebrate the purchase. \$2000 more of the bank's funds went for jeweled stings. There was money enough forthcoming to supply the lady with a short trip to Europe last summer to lay in another supply of money for the coming winter.

STOCKS END DAY LOWER.

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WILLIAM SCHRIEBER.

VENDIG'S STORY.

"Circular Joe" Vendig, who was in some ways a sponsor of the sporting world for the young bank clerk, told this story of his relations with the young man, while seated at his breakfast table with his wife and children.

"I met this young fellow about two years ago. It was at the racetrack. He was introduced by my wife. I had been going all afternoon and asked me to pull him out. I happened to have something up my sleeve and I gave it to him. He plunged on it and cleared a good deal of money. He seemed extremely grateful."

After that when he was at the track, he would look me up and take my information. He was a heavy bettor. I found, though, that he disliked going to the racetrack, and he told me there was no fascination for him in the game.

When he told me that he was heavily indebted financially to some of the confidential clerks, I understood. To me he appeared to be a true-blue sport. He told me that his father had left him a lot of money, and besides his interest in the bank—which we all know this morning was heavy—he claimed that he and his brother owned a heavy stockhold in a big coal-exporting concern. I understood that this brother is foreman of a coal yard in Elizabeth.

HIS HOME ATTACHED.

About a half dozen policemen were stationed about the bank in Elizabethport this morning in anticipation of a seizure of the Schrieber home. Several Pinkerton detectives, employed by the American Sugar Company, who had been working for the Schrieber family in this city endeavoring to trace the bank or banks where Schrieber is said to have had money on deposit.

Lawyer Friend, who is the director of the bank, attached an writ of attachment on a house and two lots owned by Schrieber on Red street, Elizabeth, where the defaulting bank clerk resided with his wife. It is also said that Schrieber's family owned with his brother a house in Bayonne.

THE GIRL'S HISTORY.

Detectives working on the case say that Mrs. Anna Hart or Mrs. Schrieber, as she is known at the Elizabethport, has been a well-known "underworld" character for several years. She was formerly known as Anna Smith, who is the daughter of a three years old and came from Bayport, N. J., where her parents lived. Her father was a farmer.

She is said to have been a great deal with a prominent horse dealer, who died by an accident in a riding ring. It was said that he left her some money.

She is 5 feet 6 inches tall, of stylish figure. She did not know you had dressed women of her class. Her hair is worn in masses about her forehead and of all textures and of a brown color, and she has a shade of gold.

Her eyes are blue and her expression dreamy. Her face is devoid of a fact which accentuates the prominence of her nose.

Heral interests are being looked after by a lawyer named Goodrich.

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The undertone of depression was unrelieved during the final hour and People's Gas extended its decline to 2 3/4. Sugar, Brooklyn Transit and Tennessee Coal continued firm, while New York Central, Erie and Lake Erie & Western advanced a point and Pittsburgh, C. C. & St. Louis recovered its decline.

The closing was very dull and easy at the low point.

The total sales of stocks to-day were 156,500 shares, and of bonds \$50,000.

BRYAN ON THE SULUS.

Repeats Slavery Is Permitted by the Treaty.

KALAMAZOO, Mich., Oct. 10.—W. J. Bryan to-day took cognizance of the letter to him by Assistant Secretary of War McKeljohn, which was given out yesterday, and prepared a reply to it. He says:

"I am in receipt of your favor of the 6th, in regard to the Sulu treaty. It is true that the President two months after the signing of the treaty sent to Gen. Otis the instructions which you quote."

"You will note that the treaty, or agreement, as the President describes it, was confirmed and approved subject to the action of Congress, and the only exception that he made was that in regard to article 16, relating to slavery."

"You can but know, however, that since the President sent those instructions the Republican party, with the approval of the Administration, has adopted the theory that the Constitution does not follow the flag, and, therefore, the thirteenth amendment does not interfere with slavery in the Sulu Archipelago."

"The Porto Rican law asserts the doctrine that the people of Porto Rico are beyond the protection of the Constitution and can be governed by the arbitrary and unrestrained power of the President and Congress."

"If the Constitution itself cannot reach the West Indies, how can the thirteenth amendment find its way across the Pacific into Asia?"

"The President does not repudiate Article XIII, which reads as follows: 'The United States will give full protection to the Sultan and his subjects if any foreign nation should attempt to impose upon them.'"

"In view of the fact that the President in his letter of acceptance declared that he would not sell the island of Sulu or any other island of the Sulu archipelago to any foreign nation without the consent of the Sultan of Sulu."

"If we buy all the Philippine Islands from Spain without the consent of the Sultan, it is fair to suppose that we agree not to sell any of the Sulu Islands without the consent of the Sultan." In other words, it is most important that a Sultan, whose subject is considered as the interest of the real of the Sultan, should be considered.

"I know nothing about her and I have never been in her house, though she and Schrieber have often been entertained here."

A PIECE OF LEAD PIPE.

This is the little piece of pipe which the prosecution alleged at Kennedy's trial formed a part of the bluegum used to kill her and which Detective Sgt. Arthur Carey swore he had found in the cellar of Dr. Kennedy's house at New Dorp, S. I.

This piece of lead exactly fitted the piece in the bluegum and was undoubtedly the last convincing evidence that caused the jury to find Dr. Kennedy guilty.

But the Justices of the Court of Appeals are not satisfied, and for the first time in the history of that body have sent for exhibits.

Their action was undoubtedly due to the affidavit of Daniel S. Melville, a plumber of Staten Island, presented to the Court of Appeals by Dr. Kennedy's lawyers, W. W. Cantwell and R. M. Moore.

A PLUMBER'S AFFIDAVIT.

Plumber Melville's affidavit says that Carey, with Policeman Smith, of the Staten Island force, took the lead pipe which Carey produced on the trial from his shop.

"The policeman," so Melville says in his affidavit, "called upon me at my place of business and made some inquiries concerning Dr. Kennedy."

"Smith then asked me to show them the different results to be obtained from cutting lead pipe by a knife and by a saw."

"I had at that time two pieces of lead pipe, one of which had been taken from a residence in Oakwood, S. I., where I had been making repairs."

"I used three pieces of lead pipe in explaining and illustrating to the detectives how the lead pipe would appear after being cut by a knife and after being cut by a saw."

JUSTICES SCEPTICAL.

"Immediately after the detectives had left I missed one of these pieces of lead pipe, said piece being from two to three inches in length and about three-quarters of an inch in diameter. That said piece had considerable solder upon it."

"I have not seen the same since, although I have been informed that a piece resembling the missing piece was used upon the trial."

This affidavit aroused the curiosity of the Justices.

WHEAT WAS HIGHER.

The wheat market opened steady and strong advanced in sympathy with an improvement in the cotton market. Trade was light. Corn opened steady but dull. New York's opening prices were: Dec. wheat, 81 3/4; May wheat, 81 1/4; March wheat, 81 1/4.

Chicago's opening